

12/9/03 Follow-up

Commissioner Rackleff questioned the County Attorney about consequences of the vote on the substitute motion.

Commissioner Rackleff moved, seconded by Commissioner Winchester, to reconsider the vote on the substitute motion.

The motion to reconsider failed 2-5, with Commissioners Grippa, Maloy, Proctor, Sauls & Thael opposed.

The vote to approve Option #1: Do not object to the voluntary annexation of approximately twelve (12) acres located on Shelfer Road (Briarwood Manor Phases 1 and 2) contingent upon the outcome of the mediation on the previous Southern Triangle Voluntary Annexation request, and subject to meeting the requirements of Florida Statutes was sustained.

The motion carried 5-2, with Commissioner Rackleff and Winchester opposed.

Staff: GEM/Development Services - Gary Johnson/David McDevitt

- Item 35 Consideration of Voluntary Annexation of GIBB Village/Oak Ridge Townhouses, Approximately Eleven (11) Acres Located on the North Side of Ross Road
(GEM/Development Services - Gary Johnson/David McDevitt)

Commissioner Proctor moved, seconded by Commissioner Grippa, to approve Option #1: Do not object to the voluntary annexation of approximately eleven (11) acres located on the north side of Ross Road (GIBB Village/Oak Ridge Townhouses).

Commissioner Rackleff made a substitute motion, seconded by Commissioner Winchester, to approve Option #1, without conditions.

The substitute motion carried, 5-2, with Commissioners Grippa and Proctor opposed.

Staff: GEM/Development Services - Gary Johnson/David McDevitt

- Item 36 Acceptance of Report on the Feasibility and Cost Analysis of Private Aids to Navigation on Lake Talquin
(Public Works/Parks & Recreation - Tony Park/Paul Cozzie)

Commissioner Winchester moved, seconded by Commissioner Thael, to approve Option #1, as amended: Accept the report on the feasibility and cost analysis of private aids to navigation on Lake Talquin and ~~initiate no action (Option 1) at this time~~ request staff look at availability of Florida Wildlife Commission (FWC) grant funds for this project, and discuss Option 2 at budget time.

The motion carried 6-0, with Commissioner Proctor out of Chambers.

Staff: Public Works/Parks & Recreation - Tony Park/Paul Cozzie

- Item 37 Approval of Countywide Flooded Property Acquisition Program Funding Source and Acceptance of Prioritized Acquisition List
(Public Works/Engineering - Tony Park/Joe Brown)

- The County Administrator presented an overview of the agenda item, including funding sources, such as sale of County property, and the number of applications received.

- Commissioner Winchester asked about extending deadline and whether time was needed to verify information..
- County Attorney reminded the Board of his concerns regarding hypothetical appraisals and that the purchase of the homes (on the Acquisition List) must serve a public purpose. The purchase of a home, to be considered serving a public purpose, must be some part of the County's puzzle for an overall flooding Capital Improvement Plan.
- Commissioner Thael stated that, if the Board approved Options #1 - #3, the Options do not include the precautionary measures mentioned by the County Attorney (hypothetical appraisals and purchase of homes serve a public purpose.
- Commissioner Grippa asked Tony Park, Public Works Director, about the number of Southside homes the County has purchased and if they all meet the "public purpose" standard.
- Mr. Park responded that 13 homes have been purchased and 11 met the criteria for public purpose.
- There was lengthy Board discussion.
- Speakers: Fran Sullivan Voss, Marlene Jefferson, Alex Bell and Cynthia Ponder
- **Commissioner Grippa moved Options #1, #3 and #4. The motion failed for lack of a second.**
- **Commissioner Winchester moved, seconded by Commissioner Thael, to continue the item to allow staff time to respond to information from existing applications; staff is to provide a status report at the January 27th 2004 meeting; bring back a final Flooded Property Acquisition priority list at the February 24, 2004 Board meeting that only includes homestead properties and does not include rental properties, commercial properties, vacant lots or publicly-owned properties.**
- **Commissioner Grippa made a substitute motion, seconded by Commissioner Proctor, to reopen the application process, sell County property, take back \$10million set aside for Gaines Street Project and have staff bring back a plan to sell County property. Commissioner Grippa withdrew his motion.**
- **Commissioner Grippa moved to approve Options #1, # 2 and #3 as amended:**
 1. **Accept the prioritized County-wide Flooded Property Acquisition List to only include homestead properties.**
 2. **Direct staff to proceed with the acquisition program using the Communications Services Tax increment as funds accrue rather than bonding the CST revenues.**
 3. **~~Select properties from surplus lands for further evaluation.~~ Staff to bring back a plan to review County's surplus lands for further evaluation and consideration of sale.**

The motion carried 7-0.

Staff: Public Works/Engineering/Stormwater - Tony Park/Joe Brown/Theresa Heiker

- The Board also directed GEM to bring back an agenda item on the proposed Volume Control Ordinance.

Staff: GEM/Environmental Compliance - Gary Johnson/John Kraynak

- The Board directed the County Attorney to bring back a Policy amendment regarding the appraisal process for the Flooded Property Acquisition Program.

Staff: County Attorney - Herb Thiele